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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE, FILED 1600/2900

In re application of:

NI *et al.*

Appl. No. 09/042,583

Filed: March 17, 1998 (CPA filed July 24, 2000)

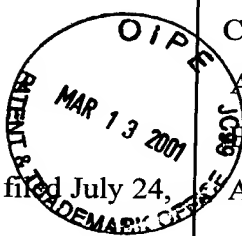
For: **Death Domain Containing
Receptor 5**

Confirmation No.

Art Unit: 1646

Examiner: Kaufman, C.

Atty. Docket: 1488.1310002/EKS/EJH



#21

**Third Supplemental Information Disclosure Statement
and Statement Under 37 C.F.R. § 1.97(e)(2)**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 is a document that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Second Supplemental Information Disclosure Statement filed on November 6, 2000 in connection with the above-captioned application. A copy of the document is also provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed a publication date on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication date should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings

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purportedly offered. This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

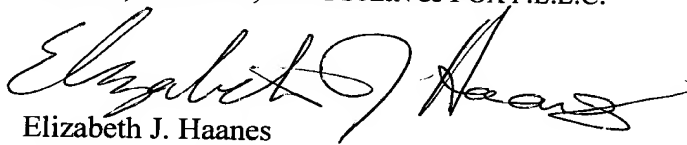
This Third Supplemental Information Disclosure Statement is being filed more than three months after the U.S. filing date of the Continuing Prosecution Application and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.

I hereby state that no item of information in this Third Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Third Supplemental Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

Consideration of the cited document and making the same of record in the prosecution of the above-identified application is respectfully requested. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

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Date:

March 13, 2000

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